



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Cade et al.

Serial Number: 10/800,161

Filed: March 12, 2004

For: Plant-Derived Novel Pathogen and

SAR-Induction Chemical Induced Promoters,  
and Fragments Thereof (new title)

Art Unit: 1638

Confirmation No.: 9021

Attorney Docket: 31089USCIP

Examiner: Anne R. Kubelik

**REPLY UNDER 37 CFR § 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed in connection with the above-captioned application on October 30, 2006, Applicants respectfully request that the Examiner enter the following amendments and consider the accompanying remarks. Continued prosecution on the merits, toward allowance and issuance of the remaining claims, is respectfully requested.

A shortened statutory response period of 3 months was set by the Examiner. Applicants hereby respectfully note that this first reply is being filed within two months of the mailing date of the final action. No fees are believed to be due with this submission. However, if the Commissioner determines that any additional fees are necessary, the Commissioner is authorized to charge such fees to the above-referenced account.



AF  
FW

Attorney Docket No. 31089USCIP  
Serial No.: 10/800,161

**FILING BY "FIRST CLASS MAIL" UNDER 37 C.F.R. § 1.8**

I hereby certify that the following correspondence is being deposited with the United States Postal Service as "First Class Mail" with proper postage in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 12, 2006.

- 1) Reply Under 37 CFR § 1.116 (4 pages total)
- 2) Return Postcard

Melissa Hardy

Name

A handwritten signature in cursive script that reads "Melissa Hardy".

Signature